

FIRST REGULAR SESSION

[P E R F E C T E D]

SENATE BILL NO. 272

95TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR LAGER.

Read 1st time January 29, 2009, and ordered printed.

Read 2nd time February 2, 2009, and referred to the Committee on Commerce, Consumer Protection, Energy and the Environment.

Reported from the Committee March 5, 2009, with recommendation that the bill do pass.

Taken up for Perfection March 24, 2009. Bill declared Perfected and Ordered Printed.

TERRY L. SPIELER, Secretary.

1489S.01P

AN ACT

To repeal section 644.054, RSMo, and to enact in lieu thereof one new section relating to water pollution permit fees.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 644.054, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 644.054, to read as follows:

644.054. 1. Fees imposed in sections 644.052 and 644.053 shall, except
2 for those fees imposed pursuant to subsection 4 and subsections 6 to 13 of section
3 644.052, become effective October 1, 1990, and shall expire December 31, [2009]
4 **2010**. Fees imposed pursuant to subsection 4 and subsections 6 to 13 of section
5 644.052 shall become effective August 28, 2000, and shall expire on December 31,
6 [2009] **2010**. The clean water commission shall promulgate rules and regulations
7 on the procedures for billing and collection. All sums received through the
8 payment of fees shall be placed in the state treasury and credited to an
9 appropriate subaccount of the natural resources protection fund created in section
10 640.220, RSMo. Moneys in the subaccount shall be expended, upon appropriation,
11 solely for the administration of sections 644.006 to 644.141. Fees collected
12 pursuant to subsection 10 of section 644.052 by a city, a public sewer district, a
13 public water district or other publicly owned treatment works are state fees. Five
14 percent of the fee revenue collected shall be retained by the city, public sewer
15 district, public water district or other publicly owned treatment works as
16 reimbursement of billing and collection expenses.

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

17 2. The commission may grant a variance pursuant to section 644.061 to
18 reduce fees collected pursuant to section 644.052 for facilities that adopt systems
19 or technologies that reduce the discharge of water contaminants substantially
20 below the levels required by commission rules.

21 3. Fees imposed in subsections 2 to 6 of section 644.052 shall be due on
22 the date of application and on each anniversary date of permit issuance thereafter
23 until the permit is terminated.

24 4. There shall be convened a joint committee appointed by the president
25 pro tem of the senate and the speaker of the house of representatives to consider
26 proposals for restructuring the fees imposed in sections 644.052 and 644.053. The
27 committee shall review storm water programs, the state's implementation of the
28 federal clean water program, storm water, and related state clean water
29 responsibilities, and evaluate the costs to the state for maintaining the
30 programs. The committee shall prepare and submit a report, including
31 recommendations on funding the state clean water program, and storm water
32 programs, to the governor, the house of representatives, and the senate no later
33 than December 31, 2008.

Bill ✓

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